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Legislative
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Assemblée
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Government
Publications

2ND SESSION, 41st LEGISLATURE, ONTARIO
66 ELIZABETH II, 2017

Bill 93

**An Act to amend the
Public Transportation and Highway Improvement Act
with respect to matching rebates of gasoline tax
that the Minister provides to municipalities**

Mr. J. Yakabuski

Private Member's Bill



1st Reading February 21, 2017

2nd Reading

3rd Reading

Royal Assent



EXPLANATORY NOTE

The Bill amends the *Public Transportation and Highway Improvement Act*. If the Minister, under section 116 of the Act, enters into an agreement with a municipality to provide a rebate of tax under the *Gasoline Tax Act* to the municipality for the purpose of constructing, maintaining or operating a rapid transit or public transportation system, the Minister shall not refuse to enter into an agreement to provide a rebate of tax under that Act to any other municipality for a purpose related to public highways under the jurisdiction of the latter municipality. The amount of the rebate that the latter municipality receives shall be based on the number of inhabitants in the municipality and the total distance of public highways under the jurisdiction of the municipality.

**An Act to amend the Public Transportation and Highway Improvement Act
with respect to matching rebates of gasoline tax that the Minister provides to municipalities**

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1 Section 116 of the *Public Transportation and Highway Improvement Act* is amended by adding the following subsections:

Matching rebate

(3) If the Minister, under clause (1) (b), enters into an agreement with a municipality to provide a rebate of tax under the *Gasoline Tax Act* to the municipality for a purpose described in that clause, the Minister shall not refuse to enter into an agreement under clause (1) (a) to provide a rebate of tax under that Act to any other municipality for the purpose of planning, designing, constructing, maintaining, managing or operating highways under the jurisdiction of the latter municipality if the Legislature by appropriation authorizes payment of the latter rebate.

Definitions

(4) In subsection (5),

“first municipality” means the municipality that receives a rebate of tax under the *Gasoline Tax Act* for a purpose described in clause (1) (b); (“première municipalité”)

“second municipality” means the municipality that receives a rebate of tax under the *Gasoline Tax Act* under subsection (3). (“deuxième municipalité”)

Amount of rebate

(5) The amount of the rebate provided to the second municipality shall be calculated as follows:

$$A \times (B \div C) \times (D \div E)$$

where,

A = the amount of the rebate provided to the first municipality,

B = the number of inhabitants of the second municipality,

C = the number of inhabitants of the first municipality,

D = the total distance of highways under the jurisdiction of the second municipality,

E = the total distance of highways under the jurisdiction of the first municipality.

Commencement

2 This Act comes into force on the day it receives Royal Assent.

Short title

3 The short title of this Act is the *Gasoline Tax Fairness for All Act, 2017*.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 3, 1862. It is a very important document, as it contains the President's views on the state of the Union and the progress of the war.

2. The second part of the document is a report from the Secretary of the War Department, dated January 10, 1862. It contains a detailed account of the military operations of the Army during the year 1861.

3. The third part of the document is a report from the Secretary of the Navy Department, dated January 15, 1862. It contains a detailed account of the naval operations of the Navy during the year 1861.

4. The fourth part of the document is a report from the Secretary of the Department of the Interior, dated January 20, 1862. It contains a detailed account of the operations of the Department during the year 1861.

5. The fifth part of the document is a report from the Secretary of the Department of the Treasury, dated January 25, 1862. It contains a detailed account of the operations of the Department during the year 1861.

6. The sixth part of the document is a report from the Secretary of the Department of the State, dated January 30, 1862. It contains a detailed account of the operations of the Department during the year 1861.

7. The seventh part of the document is a report from the Secretary of the Department of the War, dated February 5, 1862. It contains a detailed account of the operations of the Department during the year 1861.

8. The eighth part of the document is a report from the Secretary of the Department of the Navy, dated February 10, 1862. It contains a detailed account of the operations of the Department during the year 1861.

9. The ninth part of the document is a report from the Secretary of the Department of the Interior, dated February 15, 1862. It contains a detailed account of the operations of the Department during the year 1861.

10. The tenth part of the document is a report from the Secretary of the Department of the Treasury, dated February 20, 1862. It contains a detailed account of the operations of the Department during the year 1861.

11. The eleventh part of the document is a report from the Secretary of the Department of the State, dated February 25, 1862. It contains a detailed account of the operations of the Department during the year 1861.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861.

2. The second part is a report from the Secretary of the Treasury, dated January 1, 1861.

3. The third part is a report from the Secretary of the Interior, dated January 1, 1861.

4. The fourth part is a report from the Secretary of the Navy, dated January 1, 1861.

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12. The twelfth part is a report from the Secretary of the War, dated January 1, 1861.

13. The thirteenth part is a report from the Secretary of the Navy, dated January 1, 1861.

14. The fourteenth part is a report from the Secretary of the Interior, dated January 1, 1861.

15. The fifteenth part is a report from the Secretary of the Treasury, dated January 1, 1861.

16. The sixteenth part is a report from the Secretary of the State, dated January 1, 1861.

17. The seventeenth part is a report from the Secretary of the War, dated January 1, 1861.

18. The eighteenth part is a report from the Secretary of the Navy, dated January 1, 1861.

19. The nineteenth part is a report from the Secretary of the Interior, dated January 1, 1861.

20. The twentieth part is a report from the Secretary of the Treasury, dated January 1, 1861.

21. The twenty-first part is a report from the Secretary of the State, dated January 1, 1861.

22. The twenty-second part is a report from the Secretary of the War, dated January 1, 1861.

23. The twenty-third part is a report from the Secretary of the Navy, dated January 1, 1861.

24. The twenty-fourth part is a report from the Secretary of the Interior, dated January 1, 1861.

Loi modifiant la Loi sur l'aménagement des voies publiques et des transports en commun à l'égard des remboursements de la taxe sur l'essence similaires consentis aux municipalités par le ministre

Sa Majesté, sur l'avis et avec le consentement de l'Assemblée législative de la province de l'Ontario, édicte :

1 L'article 116 de la Loi sur l'aménagement des voies publiques et des transports en commun est modifié par

Remboursement similaire

(3) Si le ministre, en vertu de l'alinéa (1) b), conclut avec une municipalité un accord prévoyant de lui consentir un remboursement de la taxe prévue par la *Loi de la taxe sur l'essence* à une fin visée à cet alinéa, il ne doit pas refuser de conclure un tel accord en vertu de l'alinéa (1) a) avec une autre municipalité en vue de la planification, de la conception, de la construction, de l'entretien, de la gestion ou de l'exploitation de voies publiques relevant de la compétence de cette autre municipalité si la Législature autorise ce dernier remboursement par affectation budgétaire.

Définitions

(4) Les définitions qui suivent s'appliquent au paragraphe (5).

«deuxième municipalité» Municipalité qui reçoit un remboursement de la taxe prévue par la *Loi de la taxe sur l'essence* en application du paragraphe (3). («second municipality»)

«première municipalité» Municipalité qui reçoit un remboursement de la taxe prévue par la *Loi de la taxe sur l'essence* à une fin visée à l'alinéa (1) b). («first municipality»)

Montant du remboursement

(5) Le montant du remboursement consenti à la deuxième municipalité est calculé comme suit :

$$A \times (B \div C) \times (D \div E)$$

où :

«A» représente le montant du remboursement consenti à la première municipalité,

«B» représente le nombre d'habitants de la deuxième municipalité,

«C» représente le nombre d'habitants de la première municipalité,

«D» représente la distance totale que couvrent les voies publiques relevant de la compétence de la deuxième municipalité,

«E» représente la distance totale que couvrent les voies publiques relevant de la compétence de la première municipalité.

Entrée en vigueur

2 La présente loi entre en vigueur le jour où elle reçoit la sanction royale.

Titre abrégé

3 Le titre abrégé de la présente loi est *Loi de 2017 sur l'équité pour tous à l'égard de la taxe sur l'essence*.

NOTE EXPLICATIVE

Le projet de loi modifie la *Loi sur l'aménagement des voies publiques et des transports en commun*. Si le ministre, en vertu de l'article 116 de la Loi, conclut avec une municipalité un accord prévoyant de consentir un remboursement de la taxe prévue par la *Loi de la taxe sur l'essence* à la municipalité en vue de la construction, de l'entretien ou de l'exploitation de réseaux de voies rapides ou de réseaux de transport en commun, il ne doit pas refuser de conclure un tel accord avec une autre municipalité à une fin liée aux voies publiques relevant de la compétence de cette autre municipalité. Le montant du remboursement que reçoit cette dernière est fonction du nombre d'habitants de la municipalité et de la distance totale que couvrent les voies publiques relevant de sa compétence.

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1^{re} lecture 21 février 2017
2^e lecture
3^e lecture
Sanction royale

Projet de loi de député

M. J. Yakabuski

Loi modifiant la Loi sur l'aménagement des voies publiques et des transports
en commun à l'égard des remboursements de la taxe sur l'essence similaires
consentis aux municipalités par le ministre

Projet de loi 93

2^e SESSION, 41^e LÉGISLATURE, ONTARIO
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